



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Department of Social and Health Services, Division of Vocational Rehabilitation

Subject of possible rule making:

The Division of Vocational Rehabilitation (DVR) plans to: amend, repeal and add WACs in multiple sections of Chapter 388-891 to inform customers about the services DVR provides, update customer rights and customer confidentiality and the conditions under which DVR provides or pays for services. DVR will amend, repeal or add other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject:

34 CFR Code of Federal Regulations, Part 361; 34 Code of Federal Regulations, Part 363; 34 Code of Federal Regulations, Part 365; RCW 74.29.020(8).

Reasons why rules on this subject may be needed and what they might accomplish:

DVR WACs need to comply with federal VR regulations that require DVR to have written WACs (policy) that define the nature and scope of VR services, the criteria under which each service is provided or paid for, and the reasons for closing a case service record. The state Administrative Procedures Act (34.05 RCW) requires WACs when a state agency regulates the public or affects the rights or ability of the public to get services from a state agency. DVR is amending, repealing and adding WACs to meet the federal and state requirements. WAC revisions are intended to clarify the scope of VR services and the conditions for DVR to provide or pay for them, increase understanding of customer rights and customer confidentiality.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

Consultation and coordination with Washington state federally recognized tribes, U.S. Department of Education, Rehabilitation Services Administration (RSA); Washington State Rehabilitation Council (WSRC); Washington State Department of Services for the Blind (DSB). Review and comment will be used for coordinating the rule-making process.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe)

DSHS – Division of Vocational Rehabilitation invites the interested public to review and provide input on draft language of the rules. Draft material and information about how to participate may be obtained from the department representatives listed below.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Contacts:

Phyllis Hansen, Interim Policy Manager (360) 725-3666 e-mail: phyllis.hansen@dshs.wa.gov

Don Kay, Assistant to the Director (360) 725-3613 e-mail: don.kay@dshs.wa.gov

DSHS Division of Vocational Rehabilitation 1-800-637-5627 Fax (360) 407-3946

DATE

September 2, 2014

NAME (TYPE OR PRINT)

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SIGNATURE

TITLE

DSHS Rules Coordinator

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